

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

LINDA L. BOUR,)	CASE NO. 1:15-cv-01253-DAP
)	
Plaintiff,)	JUDGE DAN AARON POLSTER
)	
vs.)	<u>ORDER ADOPTING REPORT</u>
)	<u>AND RECOMMENDATION</u>
COMMISSIONER OF SOCIAL SECURITY,)	
)	
Defendant.)	

Before the Court is the Report and Recommendation of Magistrate Judge James R. Knepp II ("R & R"), Doc #. 17, which recommends that the case be dismissed for want of prosecution. *See Link v. Wabash R. Co.*, 370 U.S. 626, 630–32 (1962). A copy of the R&R was mailed to Bour on September 23, 2015. It is now October 13, and Bour has yet to file any objection to the R&R.

Under the relevant statute,

Within fourteen days after being served with a copy, any party may serve and file written objections to such proposed findings and recommendations as provided by rules of court. A judge of the court shall make a de novo determination of those portions of the report or specified proposed findings or recommendations to which objection is made.

28 U.S.C. § 636(b)(1). The failure to timely file written objections to a Magistrate Judge's R&R

constitutes a waiver of the right to obtain a de novo review of the R&R in the district court.

United States v. Walters, 638 F.2d 947, 949–50 (6th Cir. 1981). The failure to file written objections also results in a waiver of the right to appeal. *Thomas v. Arn*, 728 F.2d 813 (6th Cir. 1984), *aff'd*, 474 U.S. 140 (1985).

The Court has reviewed the Magistrate Judge’s R & R. The Court agrees with the Magistrate Judge that the record demonstrates that Bour has failed to prosecute her claim. Accordingly, the Court ADOPTS the Magistrate Judge’s R&R, Doc. # 17, and DISMISSES the case for failure to prosecute.

IT IS SO ORDERED.

/s/ *Dan A. Polster* *Oct. 13, 2015*

DAN AARON POLSTER
UNITED STATES DISTRICT JUDGE